IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.55 OF 2007

IN

SUMMONS FOR JUDGMENT NO.867 OF 2003

IN

SUMMARY SUIT NO.1476 OF 2003

Narendra M. Patel and anr. ...Appellants

v/s

Brijesh B. Vissanji ...Respondent

Mr K.M. Sanghani for Appellants.

Mr D.D. Madon with Mr A.S. Doctor i/b M/s Bachubhai Munim and Co. for Respondent.

CORAM : D.K. DESHMUKH AND J.H. BHATIA JJ.

DATE : 3RD OCTOBER 2007.

P.C. :-

1. This appeal is directed against the order passed by the learned Single Judge of this Court in summons for judgment. The letter which is quoted in the judgment, which is admittedly written by the present appellant No.1 - defendant No.1 leaves no manner of doubt that the loan was received by the defendant No.1 and he has not repaid it. The learned Single Judge has elaborately considered all the aspects of the matter and passed the order. We see no reason to interfere with the same. Appeal is rejected.

. Parties to act on the copy of this order duly authenticated by the Associate / Private Secretary as true copy.

. Certified copy expedited.

(D.K. DESHMUKH J.)

(J.H. BHATIA J.)